

RCE \$
JAN



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Yoshiaki MORIYAMA et al.) Confirmation No.: 3429
Application No.: 09/851,391) Group Art Unit: 2132
Filed: May 9, 2001) Examiner: Benjamin E. Lanier
For: COPYRIGHT PROTECTING)
METHOD, RECORDING METHOD,)
RECORDING APPARATUS,)
REPRODUCTION METHOD AND)
REPRODUCTION APPARATUS)

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop RCE
Alexandria, VA 22314

Sir:

REQUEST FOR CONTINUED EXAMINATION TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

Previously submitted:
 Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____. (Any unentered amendment(s) and related materials previously filed on the date referred to above will be entered).
 Please consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

06/04/2008 AWONDAF1 00000092 09851391

Enclosed:
 Preliminary Amendment
 Declaration Under 37 C.F.R. § 1.132
 Information Disclosure Statement
 PTO Form 1449, with two (2) Non-U.S. documents attached

01 FC:1801 810.00 OP
02 FC:1253 1050.00 OP

2. Miscellaneous

- Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required).
- Change of Correspondence Address
- Submission of Revocation of Change of Power of Attorney and Grant of New Power of Attorney

3. Fees Calculation

(a) RCE Fee required under 37 C.F.R. § 1.17(e)

- \$810.00
- \$405.00 (for small entity)

(b) Additional Claims

| CLAIMS CURRENTLY PENDING | | | | | | |
|---|--------------------------------|-------|--------------------------------|------------------|----------------|------------|
| | Claims Currently Pending | | Highest No. Previously Paid | Present Extra | at Rate of | Total Fees |
| Total Claims (37 C.F.R. §1.16(c)) | 20 | minus | 30 | 0 | x \$50 each = | +\$0.00 |
| Independent Claims (37 C.F.R. §1.16(b)) | 4 | minus | 7 | 0 | x \$200 each = | +\$0.00 |
| [] First presentation of Multiple dependent claim(s) | | | | | \$360.00 | +\$0.00 |
| SUB-TOTAL = | | | | | | \$0.00 |
| Reduction by ½ for filing by a small entity | | | | | | -\$0.00 |
| TOTAL FEE = | | | | | | \$0.00 |

(c) Extension of Time

- Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

| Total Months <u>Requested</u> | Fee for Extension | Fee for Small Entity |
|--|----------------------|-------------------------|
| <input type="checkbox"/> one month | \$ 120.00 | \$ 60.00 |
| <input type="checkbox"/> two months | \$ 460.00 | \$230.00 |
| <input checked="" type="checkbox"/> three months | \$ 1050.00 | \$525.00 |
| <input type="checkbox"/> four months | \$1,640.00 | \$820.00 |

Extension of time fee due with this request:

If an additional extension of time is required, please consider this a Petition therefor.

4. Fee Payment

Enclosed is a check in the amount of **\$ 1860.00** for the RCE filing fee and three month extension of time fee.

The Commissioner is hereby authorized to charge the Deposit Account No. 50-0573 in the amount of _____.

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP

By:



Paul A. Fournier
Registration No. 41,023

Dated: June 3, 2008

Customer No. 055694

DRINKER, BIDDLE & REATH LLP
1500 K Street, N.W., Suite 1100
Washington, D.C. 20005-1209
Tel: (202) 842-8800
Fax: (202) 842-8465